

# Journal of the House

FORTY-FIRST DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Wednesday, March 12, 2008, 11:00 a.m.

The House met pursuant to recess with Speaker pro tem Dahl in the chair.  
The roll was called with 123 members present.  
Reps. Ballard and Proehl were excused on excused absence by the Speaker.

Prayer by guest chaplain, the Rev. David P. Hansen, Ph.D., Conference Minister, Kansas-Oklahoma Conference, United Church of Christ, Wichita, and guest of Reps. Ballard, Davis, Hawk, Holland and Owens:

Creating, Redeeming, Sustaining God, we pray this day for the noble men and women who have come to this body inspired by worthy dreams and a desire to work for a better life for all. May the wear of toil and time neither diminish the nobility of their dreams nor tarnish the dignity of their desires.

May those who assemble here and all your people be forever inspired by the Flint Hills and fruited plains of Kansas and by all that you have entrusted to us. We are stewards of the gifts of creation. Grant us, we pray, hearts with listening ears so that we may be attentive to the needs not only of the present generation but to our responsibility to generations yet to be, that they may inherit a land flowing with milk and honey, clean air and pure water.

We are mindful today of the keen observation of Mahatma Gandhi when he saw that there is enough for everyone's need but not enough to satisfy one person's greed. Grant to each, we pray, compassion for our neighbors, courage to stand for that which we believe is right, and the humility that comes from knowing that we see through the glass darkly.

Lastly, we pray this day as we pray every day for peace. May we find the courage to prepare for peace even as we pray for those who serve in harm's way and for their cherished loved ones in every land.

This is our prayer. Amen.

The Pledge of Allegiance was led by Rep. Trimmer.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2966**, An act concerning civil procedure; relating to wrongful death; amending K.S.A. 60-1903 and repealing the existing section, by Committee on Federal and State Affairs.

**HB 2967**, An act concerning insurance; relating to coverage for hospital, medical and surgical services in a cancer clinical trial; amending K.S.A. 2007 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Federal and State Affairs.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Federal and State Affairs: **HB 2963**.

Taxation: **HB 2960, HB 2961, HB 2962**.

Veterans, Military and Homeland Security: **HB 2964**.

Social Services Budget: **HB 2965**.

**MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY**

On motion of Rep. Henry, **HR 6019**, A resolution congratulating and commending the Kansas Lewis and Clark Bicentennial Commission, was adopted.

There being no objection, the following remarks of Rep. Henry are spread upon the journal:

The Kansas Lewis and Clark Bicentennial Commission was created to organize the Kansas portion of the celebration of the 200th anniversary of the years that Lewis and Clark set out to explore the Louisiana Purchase.

The commission maximized a \$238,000 state legislative appropriation into \$10,000,000 in legacy projects for Kansas.

The Lewis and Clark Bicentennial Commission was able to secure a national bicentennial signature event "A Journey Fourth" that was held in Kansas from June 26 to July 4, 2004. The signature event was held in Atchison, Leavenworth, Wyandotte and Doniphan Counties.

Numerous programs related to the Bicentennial Event and the Lewis and Clark exploration of the Louisiana Purchase have been held in recent years.

The Lewis and Clark Bicentennial Commission did receive the Governor's Tourism Award from Governor Kathleen Sebelius.

Commission members with us today are Karen Seaberg, President; Bobbie Athon, Connie Hachenberg, Matt Nowak, Pat Gaunce, Chris Howell and Galen Weiland.

**CONSENT CALENDAR**

No objection was made to **HB 2714**, **HB 2858**; **SB 420** appearing on the Consent Calendar for the first day.

No objection was made to **SB 432** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**SB 432**, An act concerning the uniform transfer on death security registration act; amending K.S.A. 17-49a01 and 17-49a03 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Powers, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treasurer, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard, Proehl.

The bill passed.

**Sub. HB 2505**, An act concerning title insurance; pertaining to unearned premium reserves; amending K.S.A. 40-234c and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 91; Nays 32; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Fund, George, Goico, Gordon, Goyle, Grange, Grant, Hayzlett, Hill, Hodge, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Landwehr, Light, Lukert, Mast, Masterson, McCray-Miller, McLeland, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Patton, Pauls, Peck, Pottorff, Powell, Powers, Quigley, Rardin, Rhoades, Roth, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Swanson, Tafanelli, Trimmer, Vickrey, Watkins, Wetta, Whitham, Wilk, Williams, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Burroughs, Carlin, Feuerborn, Flaharty, Flora, Frownfelter, Garcia, Gatewood, Hawk, Henderson, Henry, Holland, Kuether, Lane, Loganbill, Long, Mah, McKinney, McLachlan, Menghini, Palmer, Peterson, Phelps, Ruff, Ruiz, Sawyer, Svaty, Swenson, Tietze, Treaster, Ward, Winn.

Present but not voting: None.

Absent or not voting: Ballard, Proehl.

The substitute bill passed.

**HB 2672**, An act concerning the Kansas health policy authority; amending K.S.A. 38-2006, 39-968, and 65-435a and repealing the existing sections; also repealing K.S.A. 46-2507, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Powers, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.

Present but not voting: None.

Absent or not voting: Ballard, Proehl.

The bill passed, as amended.

**HB 2740**, An act concerning corrections; relating to training for corrections officer; amending K.S.A. 75-5212 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 4; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, King, Kinzer, Knox, Kuether, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Phelps, Pottorff, Powell, Powers, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Kiegerl, Landwehr, Peterson, Ward.

Present but not voting: None.  
 Absent or not voting: Ballard, Proehl.  
 The bill passed, as amended.

**HB 2916**, An act relating to salaries, compensation and certain expense allowances for state officers and employees; making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012, and June 30, 2013; amending K.S.A. 40-102, 46-137a, 46-137b and 75-5541 and K.S.A. 2007 Supp. 75-3101, 75-3103, 75-3104, 75-3108, 75-3110 and 75-3111a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 104; Nays 18; Present but not voting: 1; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Craft, Crow, Crum, Davis, Dillmore, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, King, Kuether, Lane, Light, Loganbill, Long, Lukert, Mah, Masterson, McCray-Miller, McKinney, McLachlan, Menghini, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, Otto, Owens, Palmer, Patton, Pauls, Peterson, Phelps, Pottorff, Powell, Quigley, Rardin, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Brown, Colyer, Dahl, Donohoe, Hodge, Huebert, Kiegerl, Kinzer, Knox, Landwehr, McLeland, Merrick, O'Neal, Olson, Peck, Powers, Rhoades, Siegfried.

Present but not voting: Mast.  
 Absent or not voting: Ballard, Proehl.  
 The bill passed, as amended.

#### EXPLANATION OF VOTE

MR. SPEAKER: I vote white on **HB 2916**. At a time like this, when we have had to cut such programs as weatherization and mental health, I cannot in good conscience vote to increase my own pay. Although I know that the state employees feel strongly about this increase in their wage, there is a conflict of interest in this bill for me. Thus I vote white on **HB 2916**.—PEGGY MAST

**H. Sub. for SB 113**, An act relating to insurance; concerning recoupment of certain erroneously made payments; relating to the accrual of dividends and interest for certain policies; amending K.S.A. 40-428 and 40-2442 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 0; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Powers, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley, Yoder.

Nays: None.  
 Present but not voting: None.  
 Absent or not voting: Ballard, Proehl.

The substitute bill passed.

**H. Sub. for SB 273**, An act relating to child support enforcement; concerning payments under certain insurance policies; amending K.S.A. 39-759 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 7; Present but not voting: 0; Absent or not voting: 2.

Yeas: Aurand, Beamer, Bethell, Bowers, Brown, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crum, Dahl, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Peck, Peterson, Phelps, Pottorff, Powell, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Ward, Watkins, Wetta, Whitham, Wilk, Williams, Wimm, B. Wolf, K. Wolf, Worley, Yoder.

Nays: Brunk, Crow, Davis, Kuether, Mah, Pauls, Powers.

Present but not voting: None.

Absent or not voting: Ballard, Proehl.

The substitute bill passed, as amended.

On motion of Rep. Merrick, the House resolved into Committee of the Whole, with Rep. Grange in the chair.

#### COMMITTEE OF THE WHOLE

On motion of Rep. Grange, Committee of the Whole report, as follows, was adopted:

Recommended that **SB 412**, **SB 431**, **SB 421** be passed.

Committee report to **SB 435** be adopted; and the bill be passed as amended.

On motion of Rep. Williams to amend **SB 441**, the motion did not prevail.

Also, on motion of Rep. Kiegerl to amend **SB 441**, Rep. Brown requested a ruling on the amendment being germane to the bill. The Rules Vice-Chair ruled the amendment germane. The question then reverted back to the motion of Rep. Kiegerl to amend, which did not prevail, and **SB 441** be passed.

#### MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. Lane, **HR 6018**, A resolution congratulating the Disability Rights Center on its 30th anniversary, was adopted.

There being no objection, the following remarks of Rep. Lane are spread upon the journal:

The Disability Rights Center (DRC) of Kansas is a private, 501(c)(3) nonprofit corporation and is the designated protection and system for Kansas. DRC Kansas is celebrating its 30th Anniversary. DRC Kansas serves approximately 1,300 Kansans with disabilities statewide with its intensive disability rights advocacy services. Its core services include disability rights advocacy, public policy advocacy, and public education.

As the protection and advocacy system in Kansas, DRC is granted special powers under federal law. These include special access authority to conduct comprehensive investigations of abuse and neglect committed against Kansans with disabilities, along with the ability to obtain justice for the victims of abuse and neglect through DRC's unique disability rights advocacy. Simply put, DRC obtains justice for people with disabilities, for all disability rights issues — including abuse and neglect, ADA issues, HCBS Waiver services, and many more.

#### REPORTS OF STANDING COMMITTEES

Committee on **Commerce and Labor** recommends **SB 579** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Federal and State Affairs** recommends **SB 389** be amended by substituting a new bill to be designated as "HOUSE Substitute for SENATE BILL No. 389," as follows:

"HOUSE Substitute for SENATE BILL No. 389

By Committee on Federal and State Affairs

"AN ACT concerning abortion; providing civil remedies, including injunctive relief; amending K.S.A. 65-445, 65-2836, 65-6703, 65-6704, 65-6705 and 65-6709 and K.S.A. 2007 Supp. 38-2223 and repealing the existing sections; also repealing K.S.A. 65-6713."; and the substitute bill be passed.

(**H. Sub. for SB 389** was thereupon introduced and read by title.)

Committee on **Social Services Budget** recommends **HB 2893** be passed.

Select Committee on **Corrections Reform and Oversight** recommends **SB 410** be amended on page 1, in line 19, after "justice" by inserting "or the commissioner's designee"; and the bill be passed as amended.

Upon unanimous consent, the House referred back to the regular order of business, Introduction of Bills and Concurrent Resolutions.

#### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was thereupon introduced and read by title:

**HB 2968**, An act concerning docket fees; creating the judicial branch nonjudicial salary adjustment fund; amending K.S.A. 20-1a04, 20-367 and 23-108a and K.S.A. 2007 Supp. 8-2107, 8-2110, 28-170, 28-172a, 38-2215, 38-2314, 59-104, 60-1621, 60-2001, 60-2203a, 61-2704 and 61-4001 and repealing the existing sections, by Committee on Appropriations.

#### INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. 6020—

By Representatives Ward and Aurand, Ballard, Beamer, Bethell, Bowers, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Colloton, Colyer, Craft, Crow, Crum, Dahl, Davis, Dillmore, Donohoe, Faber, Faust-Goudeau, Feuerborn, Flaharty, Flora, Frownfelter, Fund, Garcia, Gatewood, George, Goico, Gordon, Goyle, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Hodge, Holland, C. Holmes, M. Holmes, Horst, Huebert, Humerickhouse, Huntington, Johnson, Kelley, Kelsey, Kiegerl, King, Kinzer, Knox, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, McCray-Miller, McKinney, McLachlan, McLeland, Menghini, Merrick, Metsker, Jim Morrison, Judy Morrison, Moxley, Myers, Neighbor, Neufeld, O'Neal, Olson, Otto, Owens, Palmer, Patton, Pauls, Peck, Peterson, Phelps, Pottorff, Powell, Powers, Proehl, Quigley, Rardin, Rhoades, Roth, Ruff, Ruiz, Sawyer, Schroeder, Schwartz, Shultz, Siegfried, Sloan, Spalding, Storm, Svaty, Swanson, Swenson, Tafanelli, Tietze, Treaster, Trimmer, Vickrey, Watkins, Wetta, Whitham, Wilk, Williams, Winn, B. Wolf, K. Wolf, Worley and Yoder

A RESOLUTION urging Congress and the President of the United States to halt the contract process for the Air Force mid-air refueling tanker until Congress and the President of the United States have reviewed and approved all the technical, security and economic aspects of the purchase.

WHEREAS, The Boeing Company has been building and maintaining refueling tankers for the United States Air Force (USAF) for 50 years and has more experience building tankers than any other company on earth; and

WHEREAS, The KC-767 meets or exceeds all Air Force requirements including range and fuel offload capabilities, mission flexibility for carrying patients, passengers and material; and

WHEREAS, The KC-767 will interoperate with 99% of the Air Force's existing equipment, saving an estimated \$4 billion in lifecycle costs, and will operate from existing infrastructure throughout the world saving the expense of costly runway, tarmac and hangar expansion required for the larger Airbus plane; and

WHEREAS, The Boeing tanker utilizes the most advanced technology, including an unrivaled 6th generation boom with cutting edge controls at increased fueling speeds. It has an advanced flight deck based on modern 777 control, and the KC-767 can operate from many more bases worldwide. The Airbus model is so large it cannot land at many critical military bases, reducing its value as a military support asset; and

WHEREAS, On February 29, 2008, the USAF awarded Northrop Grumman Corp. a \$35 billion contract to build and maintain 179 airborne refueling planes; and

WHEREAS, The USAF chose Northrop Grumman's bid over a competing bid from Boeing, an American company based out of Chicago, IL, and Airbus' chief competitor; and

WHEREAS, Northrop Grumman will build the Airbus A330 in Toulouse, France. While the American taxpayer will pay the bill for this untested plane to be "finished" in a yet-to-be-built facility in the U.S., the Boeing tankers would be built on an existing assembly line in the U.S. and contain 85% U.S. content; and

WHEREAS, The European-built tanker burns 24% more fuel while flying, producing 30% higher emissions and an estimated \$14.6 billion more in fuel costs over the life of the plane; and

WHEREAS, Awarding the contract to Boeing would have meant the creation or retention of about 44,000 skilled jobs in the high-technology aviation industry here in the United States. What was lost here in Kansas was 500 jobs in the Wichita area, 3,800 jobs throughout the state, and a direct benefit to the state of Kansas of \$145 million per year; and

WHEREAS, Given the current state of the U.S. economy, taxpayer dollars should not be used to fund the economic growth of European countries, while America loses 44,000 quality jobs associated with the KC-767; and

WHEREAS, Relying on a foreign supplier of military equipment is unwise and not in the national security interest of the country: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That the President of the United States and Congress are strongly urged to immediately and vigorously investigate the proposed outsourcing of taxpayer-funded jobs; its impact on the U.S. economy and the procurement process that made possible this transfer of billions of dollars to foreign workers.

*Be it further resolved:* That the President of the United States and Congress are urged to investigate and thoroughly review the benefits, costs and national security risks associated with contracting for the design and construction of high-technology military equipment and systems in and by foreign nations which may not always share U.S. interests, objectives and missions.

*Be it further resolved:* That the Chief Clerk of the House of Representatives send enrolled copies of this resolution to the President of the United States, the Secretary of Defense and each member of the Kansas Congressional Delegation.

#### **REPORT ON ENGROSSED BILLS**

**HB 2672, HB 2740, HB 2916** reported correctly engrossed March 11, 2008.

#### **REPORT ON ENROLLED BILLS**

**HB 2071** reported correctly enrolled, properly signed and presented to the governor on March 11, 2008.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Thursday, March 13, 2008.

CHARLENE SWANSON, *Journal Clerk.*

JANET E. JONES, *Chief Clerk.*

